

BILL NO. Z-69-11-45

ZONING MAP ORDINANCE NO. Z-99-70

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. F-6.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. That the area described as follows is hereby
designated an R-B District under the terms of Chapter 36,
Municipal Code of the City of Fort Wayne, Indiana, 1946, as
amended by General Ordinance No. 2836; and the symbols on the
City of Fort Wayne Zoning Map No. F-6 referred to therein,
established by Section 9, Article III of said Chapter as amended,
are hereby changed accordingly, to-wit:

The South half of the Southwest quarter of
Section 17, Township 30 North, Range 13 East,
EXCEPTING from the above described property
that portion thereof lying West of the center-
line of Wayne Trace.

SECTION 2. This Ordinance shall be in full force and
effect from and after its passage, approval by the Mayor, and
legal publication thereof.



APPROVED AS TO FORM
AND LEGALITY



CITY ATTORNEY

Read the first time in full and on motion by Rousseau seconded by
Steigerwald and duly adopted, read the second time by title and referred
to the (Committee on) Regulations (and to the City Plan
Commission for recommendation) (~~and Public Hearing to be held after due legal notice,~~
~~at the Council Chambers, City Hall, Fort Wayne, Indiana, on~~
~~the~~ _____ day of _____ 196 _____, at _____ o'clock
P.M., E.S.T.

Date: 11-4-69

Frank J. Bonachoon
City Clerk

Read the third time in full and on motion by Rousseau
seconded by Steigerwald and duly adopted, placed on its passage.
Passed (~~lost~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	_____	ABSENT	_____	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Nuckols	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Rousseau	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 2-10-70

Frank J. Bonachoon
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(Zoning Map) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 2-99-70
on the 10th day of Feb, 1970.

ATTEST: (SEAL)

Frank J. Bonachoon
City Clerk

Harold S. Zeis
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day
of Feb, 1970 at the hour of 8:30 o'clock A.M., E.S.T.

Frank J. Bonachoon
City Clerk

Approved and signed by me this 11th day of February, 1970,
at the hour of 9:16 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 4, 1969, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-69-11-15; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

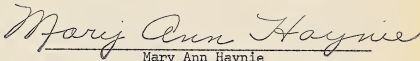
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 19, 1970;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 26, 1970.

Certified and signed this
3rd day of February 1970.



Mary Ann Haynie
Secretary

Bill No. Z-69-11-15

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. F-6,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance DO PASS.

JACK K. DUNIFON, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GEAKE

PHIL A. STEIGERWALD

Jack K. Dunifon
Edwin J. Rousseau
Thomas G. Adams
William K. Geake
Phil A. Steigerwald

CONCURRED IN

DATE 2-10-70 FUAD G. BONAHOOM, CITY CLERK



\$ 25⁰⁰

Oct. 23

1969 No.

RECEIVED OF

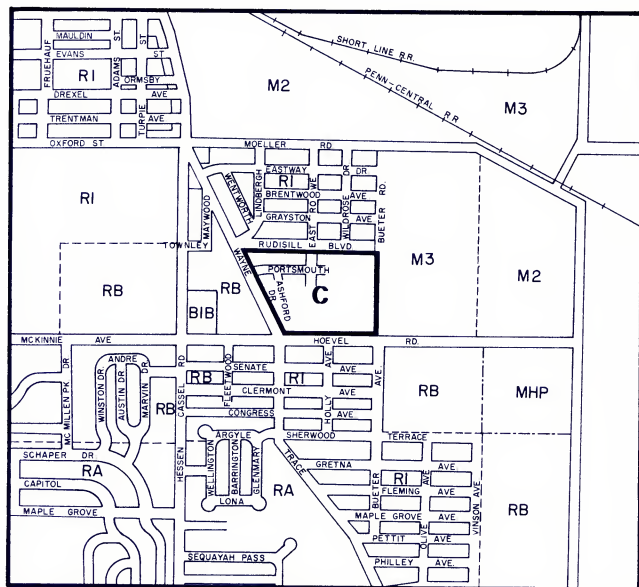
Dav-Way Realty Inc.

Twenty-Five and 00/100

DOLLARS

Re-Zone Pettkon ~~Howe~~ Wayne Trace

BY K.E. Disler



C-CHANGE FROM RI TO RB



PETITION TO REZONE

We, the undersigned, being the owners of more than fifty-one (51) percent of the real estate hereinafter described, do hereby respectfully petition the Common Council to enact an ordinance to reclassify from W/an R - 1 District to W/an ~~R-1~~ RB District, the real estate described as follows, to-wit: The South half of the Southwest quarter of Section 17, Township 30

The South half of the Southwest quarter of Section 17, Township 30 North, Range 13 East, EXCEPTING from the above described property that portion thereof lying West of the centerline of Wayne Trace.

*tax
I believe
this description
will work
better
Bud new*

Ac-eage - Dav Way Realty, Inc. Howard Hirschy Pres.
Lot # 5 & #6 Cassel Heights Add. Howard Hirschy Realty, Inc. Howard Hirschy Pres.
Lot # 7 Cassel Heights Add. Mrs. & Mrs. Earl Shrock
Lots # 25 & # 26 Cassel Heights Add. Land Trades, Inc. Howard Hirschy Pres.
Lot # 37 Cassel Heights Add. Mrs. & Mrs. Bruce C. Damschling
Balance of Cassel Heights Lots - Dav-Way Realty, Inc. Howard Hirschy Pres.

This property is known as and located between the International Harvester proving grounds on the East, McKinnie Avenue on the South, Wayne Trace on the West and Rudisill Boulevard (extended) on the North, except 1.46 acres in the Southeast corner thereof.

DEDICATION

Now, THIS INDENTURE WITNESSETH: That DAV-DAV BUILDING, Inc.,
an Indiana corporation.

of Allen County, Indiana, hereby dedicate to the public for street
~~work~~ and highway purposes, in consideration of

One Dollar and other good and valuable consideration, receipt of which is hereby acknowledged, a strip of land in Allen County,

Indiana, described as follows:

A strip of land 30 foot in width running easterly from the center line of Wayne Trace extending from the centerline intersection of Rudisill Boulevard and Wayne Trace south to the intersection of McKinnie Avenue (Hoevel Road) and Wayne Trace, intending hereby to grant for public use land owned by Grantor herein for the widening of wayne Trace from Rudisill Boulevard to McKinnie Avenue (Hoevel Road) for street and highway purposes.

Witness our hands and seals this 28th day of January,

19870.

DAV-WAY REALTY, INC. (SEAL)

By: John E. Williams
John E. Williams, Secretary.

By: Howard T. Hirschy (SEA.)
(Howard T. Hirschy) President.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Grantors certify under oath that no Federal
Gross Income Tax is due or payable in respect
to the transfer made by this deed.

Before me, a Notary Public in and for said County and State,
this 28th day of January, 1970, personally appeared
Edward T. Hirschy and John E. Williams, President and Secretary
Day-Way Realty, Inc., and acknowledged the execution
of the above Dedication to be their voluntary act and deed.

(SEAL)
My Commission Expires:

Prepared by John E. William, Attorney-at-Law.

DEDICATION

We, THIS INDENTURE WITNESSETH: The Dav-Way Realty, Inc., an Indiana corporation,

of Allen County, Indiana, hereby dedicate to the public for street and

(or highway) purposes, in consideration of

One Dollar and other good and valuable consideration, receipt of

which is hereby acknowledged, a strip of land in Allen County,

Indiana, described as follows: 40 feet of land belonging to the Grantor herein running from the intersection of McKinnie Avenue (Hoevel Road) eastward along said avenue to the terminus of the land of the Grantor and being of equal width running northward from the centerline of said McKinnie Avenue (Hoevel Road) to end with the terminus of the land of Grantor bordering said McKinnie Avenue (Hoevel Road). It being the intention of Grantor to dedicate for widening of McKinnie Avenue (Hoevel Road) 40 feet of its land from Wayne Trace eastward along said McKinnie Avenue (Hoevel Road) to a point 287.55 feet west of the southeast corner of the Southwest 1/4 of Section 17, Township 31 North, Range 13 East.

Witness our hands and seals this 28th day of January,

1970

DAV-WAY REALTY, INC. (SEAL)

By: John E. Williams
John E. Williams, Secretary.

By: Howard T. Hirschy (SEAL)
Howard T. Hirschy, President.

STATE OF INDIANA)

) SS:
COUNTY OF ALLEN)

Grantors certify under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

Before me, a Notary Public in and for said County and State,

this 28th day of January, 1970 personally appeared

Howard T. Hirschy, President and John E. Williams, Secretary
Dav-Way Realty, Inc., and acknowledged the execution

of the above Dedication to be their voluntary act and deed.

John E. Williams
John E. Williams, Notary Public

(SEAL)

My Commission Expires:

12/12/71

Prepared by John E. Williams, Attorney-at-Law.

Common Council—City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

—

—

70

1

71

COMPUTATION OF CHARGES

71 lines columns wide equals equivalent lines at 288¢
cents per line

20.15

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

20.45

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date March 6, 1970

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

February 23, 1970

March 2, 1970

Subscribed and sworn to before me this 6th day of March 1970

My commission expires March 8, 1970 Notary Public

Notice is hereby given that on the 11th day of February, 1970, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following Zoning Map Ordinance, to-wit:

BILL NO. 2-69-13-1
ZONING MAP ORDINANCE NO. 2-69-13-1
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 6-2, as amended, BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA.

SECTION 1. That the area described as follows is hereby designated as N-3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2-69-13, and the symbols on the City of Fort Wayne Zoning Map No. 6-2, Article III of said Chapter as amended, are hereby changed according to the following:

The South half of the Southwest quarter of Section 17, Township 30 North, Range 13 East, EXCEPTING from the above described property that portion thereof lying West of the centerline of Wayne Trace.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication hereof.

DWIGHT J. ROUSSEAU, Councilman.

Read the third time in full and on motion by Rousseau, seconded by Steigwardt and duly adopted, placed on its passage. Passed by the following vote:

Ayes: Adams, Duellen, Fay, Greake, Nickols, Robinson, Rousseau, Steigwardt, Tipton, Novak; none.

Order 2-13-1.

FUAD G. BONAHOOM, City Clerk.

Certified and attested by the Common Council of the City of Fort Wayne, Indiana, on Zoning Map Ordinance No. 2-69-13 on the 11th day of February, 1970.

ATTEST: FUAD G. BONAHOOM, (SEAL), HERBERT G. TIPTON, Presiding Officer.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of February, 1970, at the hour of 8:30 o'clock A.M.

FUAD G. BONAHOOM, City Clerk.

Approved and signed by me this 11th day of February, 1970, at the hour of 9:16 o'clock A.M.

HAROLD S. ZEIS, Mayor.

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of Zoning Map Ordinance No. 2-69-13 passed by the Common Council of the City of Fort Wayne, Indiana, on the 11th day of February, 1970, and that said Ordinance was duly signed and approved by Mayor on the 11th day of February, 1970, and new versions on this and on record in my office.

seal of the City of Fort Wayne, Indiana, this 11th day of February, 1970.

FUAD G. BONAHOOM, City Clerk.

233-32.

Common Council-City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENT INEL.....Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

72 lines.....columns wide equals.....equivalent lines at \$2884

\$ 20.45

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 20.45

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date March 6, 1970

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
Allen County }

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that she is Clerk of the

NEWS-SENT INEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

February 23, 1970

March 2, 1970

Subscribed and sworn to before me this 6th day of March 1970

A. M. Hostman
Edith Hostman
Notary Public

My commission expires March 8, 1970

Notice is hereby given that on the 10th day of February, 1970, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following zoning map ordinance, to-wit:

BILL NO. 2-99-70
ZONING MAP ORDINANCE NO. 2-99-70

AN ORDINANCE amending the City of Fort Wayne zoning map No. 2-99-70, as amended, by the COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA.

SECTION 1. That the area described as follows is hereby designated as R-1B District under the terms of Chapter 30, Municipal Code of the City of Fort Wayne, Indiana, 1966, as amended by General Ordinance No. 2-99-70, and the symbols on the City of Fort Wayne zoning map No. 2-99-70 referred to therein, established by Section 9, Article III of said Charter as amended, are hereby changed accordingly to-wit:

The South half of the Southwest quarter of Section 17, Township 33 North, Range 13 East, EXCEPTING from the above described property that portion thereof lying west of the centerline of Wayne Tracer.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approved by the Mayor, and legal publication thereof.

EDWIN J. ROUSSEAU, Councilman, read the third time in full and on motion by Rousseau, seconded by Fitzgerald and duly adopted, as to its passage. Passed by the following vote:

Affirm: Adams, Dunfalon, Fay, Geake, Nickols, Robinson, Rousseau, Shugartown, Teller, Noye: none.
Dolls: 2-10-70

FUAD G. BONAHOOM, City Clerk, Passed, and signed by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. 2-99-70 on the 10th day of February, 1970.

ATTEST: FUAD G. BONAHOOM, City Clerk, (SEAL), HERBERT G. TIPTON, Presiding Officer. Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of February, 1970, at the hour of 8:30 o'clock P.M., E.S.

FUAD G. BONAHOOM, City Clerk, Passed and signed by me this 11th day of February, 1970, at the hour of 9:10 o'clock A.M., E.S.

HAROLD S. ZEIS, Mayor, I, Fuad G. Bonaohoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a true and complete copy of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. 2-99-70 as amended by the Common Council of the City of Fort Wayne, Indiana, and that said Ordinance was duly signed and approved by the Mayor on the 11th day of February, 1970, and now remains on file and on record in my office.

Attest of the City of Fort Wayne, Indiana, this 11th day of February, 1970.
FUAD G. BONAHOOM, City Clerk, 223-32.